



STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

|                       |   |                        |
|-----------------------|---|------------------------|
| In the matter of      | ) |                        |
| <b>FAKHOURY, INC.</b> | ) |                        |
| G-3169 W. Pasadena    | ) | Business ID No. 167713 |
| Flint, Michigan 48504 | ) |                        |
|                       | ) |                        |
| Flint Township        | ) |                        |
| Genesee County        | ) |                        |
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At the January 8, 2013 hearing of the Michigan Liquor Control Commission  
(Commission) in Lansing, Michigan.

PRESENT: Teri L. Quimby, Commissioner  
Dennis Olshove, Commissioner

**PENALTY HEARING ORDER**

Under MCL 436.1903(1), the Commission is required to impose a suspension or revocation of the 2012 SDD and SDM licenses with Sunday Sales Permit (P.M.), held by Fakhoury, Inc. (licensee) at the above-noted address, as the licensee was found liable for three (3) violations of MCL 436.1801(2) on different occasions within a 24-month period. Those violations occurred on July 29, 2010, September 22, 2011 and June 14, 2012.

The penalty hearing was held on January 8, 2013, at the Commission's Lansing office. Representing the licensee at the hearing was Attorney Roger Isaac.

After reviewing the record of the three (3) violations within a consecutive 24 month period which necessitated the penalty hearing, and hearing arguments from Attorney Isaac, the Commission finds that the sales were made to minors aged 17 and 18; that identification was requested and shown for two (2) of the sales, although the sales were still made to a 17-year-old (on 9-22-11) and an 18-year-old (on 7-29-10); that identification was neither requested or shown although the sale was still made to an 18-year-old (on 6-14-12); that the attorney could not identify any particular training procedures put into place by the licensee; and that the new management for the store

has been in place since the Participation Agreement was approved by the Commission on November 27, 2012 with no violations occurring since that time. Under MCL 436.1903(1), the Commission must issue a penalty of suspension or revocation in this matter, and the Commission finds that a ten (10) day suspension to be served on January 14, 2013, January 15, 2013, January 16, 2013, January 17, 2013, January 18, 2013, January 19, 2013, January 20, 2013, January 21, 2013, January 22, 2013 and January 23, 2013 is warranted.

THEREFORE, IT IS ORDERED that:

- A. The 2012 SDD and SDM licenses with Sunday Sales Permit (P.M.) are SUSPENDED for ten (10) day consecutive days, to be served on January 14, 2013, January 15, 2013, January 16, 2013, January 17, 2013, January 18, 2013, January 19, 2013, January 20, 2013, January 21, 2013, January 22, 2013 and January 23, 2013.
- B. The suspension is to run consecutively and not concurrently with any other suspension ordered by the Michigan Liquor Control Commission for this licensee.

MICHIGAN LIQUOR CONTROL COMMISSION

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Teri L. Quimby, Commissioner

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Dennis Olshove, Commissioner

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Prepared by:  
Terri Chase, Commission Aide

Date Mailed: \_\_\_\_\_